

From: Henning, Alan
To: Waye, Don; Carlin, Jayne; Wu, Jennifer; allison.castellan@noaa.gov
Sent: 9/2/2014 6:18:02 PM
Subject:

Ex. 5 - Deliberative

Attachments:

My quick thoughts on the four options

From: Waye, Don
Sent: Tuesday, September 02, 2014 12:32 PM
To: Carlin, Jayne; Henning, Alan; Wu, Jennifer; allison.castellan@noaa.gov
Subject:

Ex. 5 - Deliberative

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Alan and Program Team,

I have attached an updated version of what I sent out earlier today for your consideration. I have also attached the state AG's letter from 2004. Option 3 follows what Alan suggested during our call today. The old Option 3 is now Option 4. If we have used the Option 3 logic for other MMs, that would be useful information to add to this write-up. Please send me any comments by noon EDT tomorrow. Thanks.

Don Waye
U.S. EPA - Nonpoint Source Control Branch
Phone: 202-566-1170

From: Waye, Don
Sent: Tuesday, September 02, 2014 1:10 PM
To: Carlin, Jayne; Croxton, Dave; Henning, Alan; Wu, Jennifer; allison.castellan@noaa.gov; Solloway, Chris; Flahive, Katie; Rueda, Helen; Parry, Roberta; Melissa Rada - NOAA Affiliate; Sweeney, Stephen; Byrne, Jennifer; 'jeff.dillen@noaa.gov'
Cc: Psyk, Christine; Hall, Lynda; Joelle Gore - NOAA Federal
Subject:

Ex. 5 - Deliberative

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For discussion on 9/2 to prepare for larger discussion with our managers.

-Don

From: Carlin, Jayne
Sent: Tuesday, September 02, 2014 12:24 PM
To: Waye, Don; Croxton, Dave; Henning, Alan; Wu, Jennifer; allison.castellan@noaa.gov; Solloway, Chris; Flahive, Katie; Rueda, Helen; Parry, Roberta; Melissa Rada - NOAA Affiliate; Sweeney, Stephen; Byrne, Jennifer; 'jeff.dillen@noaa.gov'
Cc: Psyk, Christine; Hall, Lynda; Joelle Gore - NOAA Federal
Subject: Agenda for Sept 2 OR CZARA Tech/Legal Team Call (10 AM WA/OR or 1 PM DC,

Non-Responsive

Non-Responsive

OR CZARA Tech/Legal Team Meeting
September 2 at 10 AM WA/OR or 1 PM DC

Non-Responsive

Agenda

Introductions & Updates

Follow up/Action Items from August 26 Call

Prep for Managers Meeting

- Forestry/Riparian Rationale (Alan)
- Forestry/landslides Rationale and update—questions answered and information needed in order to elevate (Alan)
- **Ex. 5 - Deliberative**
- Review of revised agenda for managers meetings (see below)

Action Items

August 26th OR CZARA Action Items (Draft Agenda for Mgrs Meeting & Upcoming Meetings)

Draft Agenda for September 4th meeting (90 minutes)

- Introductions/New Directions/Agenda Review/Action Items from Aug 20th meeting (Jayne)
- Forestry/Riparian Rationale (Alan)
- Forestry/landslides Rationale and update/talking points/rationale—questions answered and information needed in order to elevate (Alan)
- **Ex. 5 - Deliberative**
- Action Items/Next Steps

Action Items

- The Forestry/Pesticides team will look into notification requirements in neighboring states; what makes Oregon unique or different; **Ex. 5 - Deliberative** sufficient to provide adequate protection of type N non-fish bearing streams from aerial application of herbicides; whether Oregon Toxics standard is relevant to addressing this condition; and the exact wording of this condition from the 1988 findings, focusing on whether it directly references buffers (*it does*).
- All will review the Ag MM paper to better prepare for the Sept 4th call (*topic postponed until mid to late September*).
- Legal team will complete the review of the rationales for interim approval for OSDS and New Development MMs and provide comments to Don Waye by August 29.
- The managerial team will complete the reviews the rationales for interim approval for New Development MMs and OSDS and provide comments to Don Waye by August 29.
- Joelle/Allison will follow up with Jeff on the date that the legal team will complete the talking points for management and to help the technical team craft a response to comments regarding additional management measures.
- Allison will email the most current version of the response to comments document to the tech team (*done*).
- Forestry/landslides team will provide the following information to the managerial team in the form of talking points: comparison to how Washington addresses high risk landslides' potential impact to water quality in forested areas; EPA/NOAA expectations and suggestions on how Oregon can address this additional MM; whether we have the data to identify landslide prone areas and nearby receiving waters. *Will be discussed on Sept 4th call.*
- Alan will talk with Theresa on Allison's work on responses to general forestry comments.
- Tech team will update the attached table on status (including new column on "Mgr Talking Points").
- Tech and legal teams will review attached standard language on concerns raised on MMS on which EPA/NOAA did not request comment by September 2.

Upcoming September Meetings

Sept 4	9/12	OR CZARA Mgrs
Sept 9	10/1	OR CZARA
Sept 10	12/3	OR CZARA Mgrs
Sept 16	10/1	OR CZARA
Sept 18	12/3	OR CZARA Mgrs
Sept 22	10/1	OR CZARA Mgrs
Sept 23	10/1	OR CZARA
Sept 29	10:30/1:30	OR CZARA Mgrs
Sept 30	10/1	OR CZARA

Regards,

Jayne

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<http://www.epa.gov/r10earth/tmdl.htm>